

**Filed 3/6/15 by Clerk of Supreme Court
IN THE SUPREME COURT
STATE OF NORTH DAKOTA**

2015 ND 47

Christopher Jermaine Owens, Petitioner and Appellant

v.

State of North Dakota, Respondent and Appellee

No. 20140282

Appeal from the District Court of Burleigh County, South Central Judicial District, the Honorable David E. Reich, Judge.

AFFIRMED.

Per Curiam.

Samuel A. Gereszek, P.O. Box 4, East Grand Forks, N.D. 56721-0004, for petitioner and appellant.

Pamela A. Nesvig, Assistant State's Attorney, P.O. Box 5518, Bismarck, N.D. 58506-5518, for respondent and appellee.

Owens v. State
No. 20140282

Per Curiam.

[¶1] Christopher Jermaine Owens appeals from a district court order denying his application for postconviction relief. In 2010, Owens was convicted by a jury of gross sexual imposition, and his conviction was affirmed on appeal. State v. Owens, 2011 ND 174, 803 N.W.2d 834. In 2012, Owens filed a postconviction relief application, and the district court denied his application after an evidentiary hearing. Owens appealed, arguing the district court committed reversible error in denying postconviction relief because his trial attorney's conduct fell below an objective standard of reasonableness and because he was prejudiced by his trial attorney's lack of diligence and poor preparation. We summarily affirm under N.D.R.App.P. 35.1(a)(2).

[¶2] Gerald W. VandeWalle, C.J.
Daniel J. Crothers
Lisa Fair McEvers
Carol Ronning Kapsner
Dale V. Sandstrom